

AMY L. EICHELBERGER, a Defendant in this cause, after being duly sworn, deposes and says:

Questions by Mr. Offutt:

Q. State your name, age and residence.

A. My name is Amy L. Eichelberger, I am 57 years of age and reside at Woodsboro, Frederick County, Maryland.

Q. Did you or not own a parcel of land situate and being on the South end of Woodsboro now occupied by A. Earl Bussard as a garage and farm implement center?

A. I did.

Q. From whom did you acquire the property?

A. My husband and I brought the property on January 10, 1924 from Harry C. Dorcus and wife and Charles W. Dorcus and wife.

Q. Did you or not receive a Deed from them for the property?

A. Yes, we did and recorded the same among the Land Records of Frederick County in Liber 348, folio 181.

Q. At the time you received this Deed, do you recall ever receiving any other Deeds from Mr. Dorcus to be recorded in connection with the transfer of this property?

A. No sir, I did not.

Q. Since you acquired the property, have you ever made any conveyances of it before transferring it to Mr. and Mrs. Bussard?

A. Yes, when we received our Deed, it was conveyed to us as tenants in common and we later transferred it to A. Lamar Barrick for the purpose of reconveying it to my husband and I as joint tenants.

Q. When did you husband, Russell G. Eichelberger?

A. In 1937, January 2.

Q. Will you state when you conveyed this property to A. Earl Bussard and Evelyn L. Bussard, his wife?

A. I sold it to them and executed a Deed on June 12, 1945 and the Deed was delivered to them for recording.

Q. At the time you received a Deed for this property, did you or not know that the Deed from William F. Cover to C. Harry Dorcus and Charles W. Dorcus, had not been recorded among the Land Records of Frederick County?

A. I did not know that it was never recorded.